

SENATE JOURNAL
OF THE
IDAHO LEGISLATURE

FIRST REGULAR SESSION
FIFTY-NINTH LEGISLATURE

FOURTH LEGISLATIVE DAY
THURSDAY, JANUARY 11, 2007

Senate Chamber

President Risch called the Senate to order at 11:15 a.m.

Roll call showed all members present except President Pro Tempore Geddes and Senator Andreason, absent on legislative business and formally excused by the Chair; and Senators Malepeai, Pearce, Stegner, and Stennett, absent and excused.

Prayer was offered by Chaplain Goebel.

The Pledge of Allegiance was led by Matthew Braden, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

Senators Malepeai, Stegner, and Stennett were recorded present at this order of business.

The JUDICIARY AND RULES Committee reports that the Senate Journals of the proceedings of the Organizational Session of December 7, 2006, and the First Regular Sessions of January 8, January 9, and January 10, 2007, were read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Larry Callicutt of Boise, Idaho, was appointed as Director of the Idaho Department of

Juvenile Corrections to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Judiciary and Rules Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that James M. 'Dyke' Nally of Boise, Idaho, was appointed as Superintendent of the Idaho State Liquor Dispensary to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Major General Lawrence F. Lafrenz of Boise, Idaho, was appointed as Commanding General of the Idaho National Guard to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Toni Hardesty of Boise, Idaho, was appointed as Director of the Department of Environmental Quality to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Resources and Environment Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Gavin Gee of Boise, Idaho, was appointed as Director of the Department of Finance to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Brad Foltman of Boise,

Idaho, was appointed as Director of the Division of Financial Management to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Olivia Craven of Boise, Idaho, was appointed as Executive Director of the Idaho Commission of Pardons and Parole to serve a term commencing January 2, 2007, and expiring continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Judiciary and Rules Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Lois Bauer of Boise, Idaho, was appointed as Administrator of the Idaho Commission on Aging to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Jim Caswell of Boise, Idaho, was appointed as Administrator of the Idaho Office of Species Conservation to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Resources and Environment Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Richard Armstrong of Boise, Idaho, was appointed as Director of the Department of Health and Welfare to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Health and Welfare Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Keith Johnson of Boise, Idaho, was appointed as Director of the Department of Administration to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Darrell Manning of Boise, Idaho, was appointed as Chairman of the Idaho Transportation Board to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Transportation Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Tana Cory of Meridian, Idaho, was appointed as Chief of the Bureau of Occupational Licenses to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Celia Gould of Boise, Idaho, was appointed as Director of the Department of Agriculture to serve a term commencing January 2, 2007, and continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Agricultural Affairs Committee.

January 9, 2007

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Bill Deal of Nampa, Idaho, was appointed as Director of the Department of Insurance to serve a term commencing January 2, 2007, and expiring continuing at the pleasure of the Governor.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. 'Butch' Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

January 10, 2007

Mr. President:

I transmit herewith Enrolled **HCR 1** for the signature of the President.

JUKER, Chief Clerk

The President signed Enrolled **HCR 1** and ordered it returned to the House.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

Moved by Senator Davis, seconded by Senator Stennett, that the following attaches be elected to fill the offices provided for by the *Constitution* of the State of Idaho and by statute:

Administrative Assistant to President

Pro Tempore Darelyn McCarter
Majority Leader Secretary Geri Rees
Assistant Majority Leader Secretary Beverly Boyle
Majority Caucus Secretary Ann DeAngeli
Secretary to Secretary of Senate June Keithly
Assistant Secretary of Senate Rusti Horton
Journal Clerk Jennifer Hill
Calendar Clerk Margaret Lundy
Minority Chief of Staff Marie Hattaway
Minority Staff Assistant Keith Bybee
Minority Staff Assistant Ashley Pisani
Minority Staff Assistant Casey Shelley
Sergeant at Arms Sarah Jane McDonald
Assistant Sergeant at Arms Debbie Wayman
Republican Secretarial Pool:

Pool Secretary Mary Harvey
Pool Secretary Arlene Mahaffey
Pool Secretary Ann Ingram
Pool Secretary Barbara Davidson
Pool Secretary Jennifer Andrews
Pool Secretary Sandy Boyington
Senate Doorkeeper Bob McDonald
Mail Room Director Lenette Bendio
Mail Room Jean Briggs
Mail Room Pat Waugh

Committee Secretaries:

Agricultural Affairs Connie Bosserman
Commerce & Human Resources Olga Coply
Education Jeanné Clayton
Finance Peggy Moyer
Health & Welfare Joy Dombrowski
Judiciary & Rules Leigh Hinds
Local Government & Taxation Twyla Melton
Resources & Environment Juanita Budell
State Affairs Deborah Riddle
Transportation Betty Osborn
Senate Chaplain Reverend David Goebel
Lounge Host Cordel Knight
Lounge Assistant. Julenne Smetanka

Pages:

Tyler Barlogi, Filer
Paul Blaisdell, Caldwell
Joe Burke, Boise
Adam Calkins, Coeur d'Alene
Paden Carlson, St. Anthony
Bear Chelson, St. Anthony
Ben Larson, Malta
Bethany Romney, Rexburg
Alaine Walker, Lewiston
Matthew Braden, Weiser

The question being, "Shall the attaches be elected?"

Roll call resulted as follows:

AYES-- Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, McGee, McKague, McKenzie, Richardson, Schroeder, Siddoway, Stegner, Stennett, Werk.
Total - 32.

Absent and excused – Andreason, Geddes, and Pearce.
Total -3.

Total - 35.

Whereupon the President declared the attaches duly elected to their respective positions. The President further instructed the Sergeant at Arms to escort the attaches to the Desk at which time the Oath of Office was administered to the elected attaches and they were escorted from the Chamber.

Senator Pearce was recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 11:50 a.m. until the hour of 11:30 a.m., Friday, January 12, 2007.

JAMES E. RISCH, President

Attest: JEANNINE WOOD, Secretary